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| APPLICATION NO.   | FILING DATE         | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO.   | CONFIRMATION NO. |
|---|---------------------|----------------------|-----------------------|------------------|
| 09/471,669  | 12/24/1999          | JOHN P. ANDERSON     | 00228-US-NEW          | 7795             |
| 21835   | 7590 04/16/2003     |                      |                       |                  |
| ELAN PHARMACEUTICALS, INC. INTELLECTUAL PROPERTY DEPARTMENT 800 GATEWAY BOULEVARD SOUTH SAN FRANCISCO, CA 94080 |                     |                      | EXAMINER              |                  |
|   |                     |                      | WALICKA, MALGORZATA A |                  |
| SOUTH SAN   | FRANCISCO, CA 94080 |                      | ART UNIT              | PAPER NUMBER     |
|   |                     |                      | 1652                  |                  |

DATE MAILED: 04/16/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

|  |   | Application No.   | Applicant(s)            |                 |  |  |
|--|---|---|-------------------------|-----------------|--|--|
| Response to Rule 312 Communication   |   | 09/471,669  | ANDERSON ET             | ANDERSON ET AL. |  |  |
|  |   | Examiner  | Art Unit                |                 |  |  |
|  |   | Malgorzata A. Walicka   | 1652                    |                 |  |  |
| The MAILING DATE of the  | s communication                                 | appears on the cover sheet with                                       | th the correspondence a | address –       |  |  |
|  |   |   | ·                       |                 |  |  |
|  |   |   |                         |                 |  |  |
| . $\boxtimes$ The amendment filed on <u>28 March</u>                                 | <u>2003</u> under 37 CFF                        | R 1.312 has been considered, and                                      | l has been:             |                 |  |  |
| a) 🛛 entered.  |   |   |                         |                 |  |  |
| b)  entered as directed to matters of form not affecting the scope of the invention. |   |   |                         |                 |  |  |
| c) disapproved because the amendment was filed after the payment of the issue fee.   |   |   |                         |                 |  |  |
| c) 🔲 disapproved because the amo   | endment was filed a                             | after the payment of the issue fee                                    | •                       |                 |  |  |
| , , ,  |   | after the payment of the issue fee<br>fee is paid must be accompanied |                         | FR 1.313(c)(1)  |  |  |
| , , ,  | the date the issue                              | fee is paid must be accompanied                                       |                         | FR 1.313(c)(1)  |  |  |
| Any amendment filed after  | the date the issue                              | fee is paid must be accompanied                                       |                         | FR 1.313(c)(1)  |  |  |
| Any amendment filed after and the required fee to with                               | the date the issue ndraw the application below. | fee is paid must be accompanied                                       |                         | FR 1.313(c)(1)  |  |  |

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Application/Control Number: 09/471,669

Art Unit: 1652

The Amendment after Allowance under 37 CFR § 1.312 filed on February 24, 2003, as paper No. 26, has not been entered due to numerous typographical errors in the amended claims.

The Amendment after Allowance under 37 CFR § 1.312 filed on March 28, 2003 as paper No. 28 have been entered.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Malgorzata A. Walicka, Ph.D., whose telephone number is (703) 305-7270. The examiner can normally be reached Monday-Friday from 10:00 a.m. to 4:30 p.m.

If attempts to reach examiner by telephone are unsuccessful, the examiner's supervisor, Ponnathapura Achutamurthy, Ph.D. can be reached on (703) 308-3804. The fax phone number for this Group is (703) 305-3014.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionists whose telephone number is (703) 308-0196.

Malgorzata A. Walicka, Ph.D.

Patent Examiner

Art Unit 1652

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